

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION**

3:08-CV-367

HIGH VOLTAGE BEVERAGES, LLC,)
)
 Plaintiff/Counterclaim Defendant,)
)
vs.)
)
THE COCA-COLA COMPANY,)
)
 Defendant/Counterclaim Plaintiff.)
)

)

ORDER

This action was tried by a jury with Judge Graham C. Mullen presiding, and the jury has rendered a verdict.

It is hereby ORDERED that:

1. Plaintiff's trademark infringement claim is dismissed on the merits; and
2. Defendant's counterclaims for invalidity and champerty and maintenance are dismissed on the merits.
3. The Clerk is to prepare and issue a judgement in accordance with this order.

IT IS SO ORDERED

Signed: April 29, 2011



Graham C. Mullen
United States District Judge

